

PROGRESS REPORT

Comm 10 CODE REVISION COMMITTEE

DATE: Tuesday, June 20, 2000

TIME: 9:30 – 2:00

PLACE: Room 3B, Thompson Commerce Center, Madison, WI

COMMITTEE MEMBER ATTENDANCE:

Bob Bartlett	Present
Jeffrey Baum	Absent
Tim Clay	Present
Paul Knowler	Present
Richard Marx	Present
Erin Roth	Present* (Robert Elvert, alt)
Fred Schultz	Present
Dale Shafer	Absent
Caryl Terrell	Absent

COMMERCE ADVISORY STAFF ATTENDANCE:

Sheldon Schall, ERS Div. (608)266-0956
Darla LeGrave, ERS Div. (608)266-8076
Bob Bertram, ERS Div. (715) 345-5269
Mark Bennett, ERS Div. (608)266-8981
Ahmed Ghalib, ERS Div. (608)267-9795
Duane Hubeler, Safety & Buildings Div. (608)266-1390
John Lippitt, Safety & Buildings Div. (608)266-1036

VISITORS:

Larry Sands	Wisconsin Federation of Cooperatives (Alternate)
Kraig Erickson	Murphy Oil
Paul Poe	Williams Company
Dan Graham,	Commerce Safety & Buildings Div.

ADMINISTRATIVE ISSUES:

The meeting was called to order at 9:35 AM by Sheldon Schall. Since this was the first meeting of this committee, Sheldon reviewed building logistics prior to introductions. All committee members and alternates were provided with a three-ring binder that included various history and support material. Sheldon stated that Commerce has not placed a development or implementation time-line on the committee. He also stated that once the committee begins to assess the regulatory issues the implementation of code revisions may move in phases.

PURPOSE AND OVERVIEW:

Sheldon stated the purpose of chapter Comm 10 is to **"Provide public safety and environmental protection through the regulation of the storage of flammable, combustible and hazardous liquids (in) storage tanks."**

Committee concepts and structures were discussed using a PowerPoint presentation emphasizing the following main points:

- 1) The committee provides an opportunity for public input into the regulatory process by presenting proposals or reviewing and commenting on department proposals
- 2) The committee is composed of "members" from industry and the public and "advisors" from Commerce and other governmental entities.
- 3) The committee will use a consensus approach for discussion and advancement of proposals.
- 4) The committee may form subcommittees with varying representation.
- 5) The committee is advisory to the department.

WORK AHEAD OF US:

Sheldon explained that some of the revision work will be conducted by Commerce staff to address administrative issues corresponding with current day processes, but, the bulk of the revision work will involve significant contribution from the industry to address current day technology and related regulatory issues. Code revision is needed to address the following primary issues:

- 1) The passing of the Federal EPA deadline for USTs.
- 2) Conflicts or omissions in the existing code.
- 3) New technologies and trends introduced since the last code update.
- 4) Current editions of adopted national standards that have been issued and new standards that have been developed.

- 5) New systems and technologies require performance-based regulation rather than prescriptive regulation.
- 6) The department now has regulatory authority over CERCLA-listed hazardous products.

Some of the specific issues that must be addressed (under the 6 broad issues listed above) are:

- a) Field-erected tanks.
- b) Shop-built tank modification requirements.
- c) Marina / resort / recreational fueling.
- d) Aircraft fueling.
- e) Waste oil storage.
- f) Horizontal tanks.
- g) Tanks for special purpose situations.
- h) System leak detection and product piping.
- i) Tank lining.
- j) Financial responsibility (Commerce administrative).
- k) Certifications (CP tester, Qualify competencies, Qualify LPO)
- l) Hazardous substance (Contractor & inspector competency, Product notification, System design criteria, System containment, What constitutes a tank?)

SUBCOMMITTEE ISSUES:

In an effort to “jump-start” committee discussion and interaction four subcommittees were created and team leaders designated:

- ◆ API 653 Alternative to AST Upgrade - Bob Elvert, Team Leader
- ◆ Marine Fueling - Dick Marx, Team Leader
- ◆ Aircraft Fueling - Fred Schultz, Team Leader
- ◆ Farm Tanks - Tim Clay, Team Leader

Sheldon invited the industry representation to work with and assist the subcommittee team leaders in staffing the subcommittees with people experienced in the respective committee area of responsibility. Sheldon also requested that the subcommittee team leaders provide him with a roster of subcommittee members. The subcommittees will have preliminary meetings and report their progress at the next full Committee meeting.

NEXT MEETING: The next meeting of the full Comm 10 Committee is scheduled for **Tuesday, September 19**. Please mark your calendars.

Accompanying material:

- ◆ Copy of PowerPoint Comm 10 Code Revision Introduction
- ◆ Comm 10 Code Revision Committee roster